

REMARKS

The above identified U.S. Patent was the subject of both a reissue examination filed January 18, 2000 (Reissue Application No. 09/484,260), and a reexamination proceeding filed April 24, 2000 (Reexam Application No. 90/005,708). These proceedings were merged pursuant to a Decision, Sua Sponte, To Merge Reexamination And Reissue Proceedings dated November 28, 2000. Applicant respectfully request that the reissue and reexamination be considered merged for this response and for calculating any fees due for this response.

The oath is objected to as being directed to a broadening reissue. Applicant files herewith the oath originally filed with the Patent Office on December 23, 2002. The enclosed oath is not directed to a broadening reissue.

The claims have been amended to claim an apparatus and method for conducting coiled tubing operations wherein the coiled tubing is at an angle of less than 90° to the surface. Applicant believes the claims are allowable over the prior art because the prior art teaches an angle of 90° and does not teach or suggest receiving the coiled tubing at an angle of less than 90°. Additionally, Applicant believes the amendments to Claim 4 address the 35 U.S.C. 112 objection raised in the office action dated 12/26/03. Applicant also believes the amendments to Claim 11 address the 35 U.S.C. 103(a) rejection raised in the same office action.

In view of the above amendment, applicant believes the pending application is in condition for allowance.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. HO-P02233US1/10105685 from which the undersigned is authorized to draw.

Dated: 5/14/2007

Respectfully submitted,

By 

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